Township Council
9-6-2016

TOWNSHIP OF DENVILLE
MUNICIPAL COUNCIL
REGULAR MEETING

September 6, 2016

The Meeting was called to order at 7:30 P.M. The Salute to the Flag was recited, followed by an Invocation given by Councilman Gabel. Municipal Clerk Kathryn Bowditch-Leon read the Notice of Compliance with the Open Public Meetings Act and noted that this is a non-smoking facility. The Clerk requested that all electronics be silenced at this time.

ROLL CALL:
Present: Gabel, Witte, Kuser, Lyden, Fitzpatrick (absent at roll call – arrived at 7:37 P.M), Murphy,
President Golinski
Absent: None

ALSO IN ATTENDANCE: Thomas Andes, Mayor; Steven Ward, Administrator and John Jansen, Township Attorney

PRESENTATIONS/CEREMONIAL MATTERS:
Donation from American Legion Post 390

Mayor Andes shared that the Playground Project 2.0 Group has raised approximately $5,000.00 for the renovations to Gardner Field. The Mayor announced that a generous donation has been received from American Legion Post 390. He then invited Don Casse, the Chairperson of Playground Project 2.0, and Richard Fritschie, the Commander of the American Legion Post 390, up to the podium to speak. The Commander presented a check for $5,000.00 for the renovations to Gardner Field. Mayor Andes thanked American Legion Post 390 for their support and donations to the Township. The American Legion Post 390 also presented a check for the 2016 holiday parade.

President Golinski thanked Post 390 for everything they have done and continue to do for the Township. Councilman Fitzpatrick arrived at this point in the meeting.

Proclamation: National Childhood Cancer Awareness Month
Mayor Andes announced that the DaSilva family could not attend the meeting this evening but the proclamation was mailed to their residence. Mayor Andes then read the proclamation, which is attached to these minutes.

President Golinski advised that this was the last night that Megan Roche from TAPinto Denville would be covering the Township Council meetings. President Golinski thanked Megan for her news coverage here in the Township over the last year and a half.

LIAISON REPORTS:
Councilman Murphy said that Green Sustainability did not have an August meeting but they will meet on September 8th and are preparing for the Green Fair that will take place in conjunction with the September 18th Farmers Market. The Senior Citizens Club has had many bus trips and the Township’s Senior Picnic is on Friday, September 9th. The Club will have their next general meeting on October 2nd and will hold their elections for officers for the upcoming year at that meeting. The Economic Development Committee met with the Mayor and Administrator and the subcommittee investigating the feasibility of a BID (Business Improvement District) for the downtown business district. The subcommittee presented a draft of an ordinance, which has been forwarded to the Township Attorney. Councilman Murphy attended a meeting
of the Young Republicans at which Assemblyman Bucco provided an update on the state legislative agenda. Assemblyman Bucco and Councilman Murphy discussed the Morris Hills Regional District funding formula. Councilman Murphy followed up with a letter and the Assemblyman has indicated that he will be asking the State Department of Education if anything can be done to provide the citizens of Denville with some relief.

Councilman Fitzpatrick said that there will be a Chamber breakfast at St. Francis on September 7th where Tracy Pamperin will be providing an update to the Chamber on the downtown business district. The River and Streams Committee will be meeting next week. A large snag in the river was recently removed by the DPW and a few volunteers.

Councilwoman Lyden announced that there is a Paths and Trails meeting next week as well as a Planning Board meeting.

Councilman Gabel noted that the Mayor’s Council for People with Challenges (MCPC) has been identified by Foodtown as an organization that they will be collecting change for throughout September. The Environmental Commission, which reviews plans for the Planning Board and Board of Adjustment, has been very diligent in its work. The Library is building their strategy for the future and has already completed two focus groups. A few additional focus groups will be held to contribute to the strategy for the next five years.

Councilwoman Witte had nothing to report.

Councilman Kuser had nothing to report.

President Golinski attended the presentation at the Main Street Firehouse. Saint Clare’s Hospital donated a Dive Team trailer to the fire department. The Denville Fire Chief is soliciting more donations from the lake communities for the Dive Team that was recently resurrected. The Fire Department Annual Inspection and Inspection Dinner will be held on September 24th.

MAYOR’S REPORT:
Mayor Andes mentioned that Saint Clare’s Hospital has been very generous to the community and that the Dive Team is now a joint team consisting of five members from the fire department and five members from the police department. Mayor Andes shared that last Friday night the Blue Angels football team had their annual pep rally and honored the Denville police department. The Mayor asked for a vote to paint a blue line down Broadway and a red line down Main Street to show support for our police department and fire department, respectively. Since the last meeting the Kiddie Triathlon took place. Upcoming events include the Senior Picnic, Dogs Gone Wild, the Green Fair, the Senior Social, and a Movie Night. Mayor Andes asked for the Council’s support of Resolution 16-208. The Mayor also noted that the downtown improvements for the Streetscape Project are going well; the masonry is nice but the light posts have not arrived yet. The deadline for the entire project is September 29th. The Fox Hill Playground was substantially completed on August 28th and a lot of volunteers helped with the project. A bench and brick pavers still need to be installed at the playground and a volunteer has agreed to put in the pavers. The Mayor then requested the Council President ask the Council for a motion approving the blue line down Broadway and red line down Main Street.

MOTION TO APPROVE THE PAINTING OF A BLUE LINE DOWN BROADWAY AND A RED LINE DOWN MAIN STREET

MOVED BY MEMBER KUSER, SECONDED BY MEMBER FITZPATRICK
AYES: KUSER, FITZPATRICK, GABEL, WITTE, LYDEN, MURPHY, PRESIDENT GOLINSKI
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ADMINISTRATOR’S REPORT:
Administrator Ward reminded everyone that Kathy Dunlap is retiring on September 30th after twenty-four and a half years with Denville Township. Kim Goldberg has been promoted to fill Kathy’s position as the technical assistant to the construction official. Elisa Borolsky was hired to fill Kim’s position and she will start on September 19th. A grant application was submitted by the Trails Committee to the Morris County Parks Commission requesting $49,500.00 to replace the bridge at Muriel Hepner Park. Administrator Ward said they would like to replace the bridge with a custom prefabricated ADA-compliant bridge. Next Tuesday at the Workshop meeting there will be a presentation on the Business Improvement District plan as well as a presentation about an area in need of rehabilitation. The properties in and around Redmond Press have been identified as possibly the Township’s second area in need of rehabilitation. On September 20th there will be a hearing at the court house in Morristown regarding Denville’s affordable housing obligation. The paving in town has been completed except for Franklin Road and Franklin Avenue, where seventy-five percent of the funding was provided by the State but there is currently a stop work order in place. There has not yet been an announcement at this time pertaining to grant applications for next year. Old Boonton Road is a strong candidate for road resurfacing next year.

CORRESPONDENCE:
All correspondence has been copied and distributed to Council.

OPEN PUBLIC PORTION: No one wished to be heard.
CLOSE PUBLIC PORTION.

MATTERS OF OLD AND/OR NEW BUSINESS:
None.

ORDINANCES FOR ADOPTION
11-16
BE IT RESOLVED that an Ordinance entitled:
An Ordinance of the Township of Denville, County of Morris, and State of New Jersey to Amend Chapter 19, Land Use, Article 5, Zone Regulations, Regarding Flood Hazard Areas

Be Read by Title on Second Reading and a Hearing Held Thereon:
MOTION TO READ BY TITLE:
MOVED BY MEMBER GABEL, SECONDED BY MEMBER LYDEN
AYES: GABEL, LYDEN, WITTE, KUSER, FITZPATRICK, MURPHY, PRESIDENT GOLINSKI

OPEN PUBLIC HEARING: No one wished to be heard. The public hearing will remain open until the September 20th Council meeting to allow the Planning Board to conduct its statutorily required review of the ordinance.

CONSENT AGENDA:
R-16-200: Resolution Authorizing the Release of Various Performance Bonds
R-16-201: Resolution Authorizing the Refund of Money Due to the Redemption of Tax Sale Certificates Totaling $3,562.08 Plus Premiums
R-16-202: Resolution Authorizing Acceptance of Funds for the 2016 United States Department of Justice Bulletproof Vest Partnership (BVP) Grant
Councilman Gabel had a question on R-16-200 regarding duplicates of company names on the performance bond matrix. Municipal Clerk Bowditch-Leon answered the question. Councilman Gabel also had a question on R-16-204 regarding the police time relative to the crackdown.

Administrator Ward advised that the State requires time and payroll records for grants provided, such as the grant addressed in R-16-204.

President Golinski asked if anyone from the public or from the Council would like to have anything removed from the Consent Agenda. No one responded.

**MOTION TO APPROVE CONSENT AGENDA:**

**MOVED BY MEMBER FITZPATRICK, SECONDED BY MEMBER MURPHY**

**AYES:** FITZPATRICK, MURPHY, GABEL, WITTE, KUSER, LYDEN, PRESIDENT GOLINSKI

**NON-CONSENT AGENDA:**

R-16-210: Resolution Authorizing a Refund of COAH Development Fees

**MOTION TO APPROVE R-16-210:**

**MOVED BY MEMBER KUSER, SECONDED BY MEMBER LYDEN**

**AYES:** KUSER, LYDEN, GABEL, WITTE, FITZPATRICK, MURPHY

**ABSTAIN:** PRESIDENT GOLINSKI

R-16-211: Resolution Authorizing the Refund of Money Due to the Redemption of a Tax Sale Certificate Totaling $31,177.49 Plus Premium

**MOTION TO APPROVE R-16-211:**

**MOVED BY MEMBER GABEL, SECONDED BY MEMBER WITTE**

**AYES:** GABEL, WITTE, KUSER, LYDEN, FITZPATRICK, MURPHY, PRESIDENT GOLINSKI
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R-16-212: Resolution Authorizing the Rockaway River Country Club Fireworks Display Scheduled for October 15, 2016 on the Country Club Property at 39 Pocono Road, Denville, New Jersey

MOTION TO APPROVE R-16-212:
MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN
AYES: WITTE, LYDEN, GABEL, KUSER, FITZPATRICK, MURPHY, PRESIDENT GOLINSKI

R-16-213: Resolution Authorizing First Extension and Addendum to Contract with Chelbus Cleaning Co., Inc.

MOTION TO APPROVE R-16-213:
MOVED BY MEMBER GABEL, SECONDED BY MEMBER WITTE
AYES: GABEL, WITTE, KUSER, LYDEN, FITZPATRICK, MURPHY, PRESIDENT GOLINSKI

R-16-214: Resolution Authorizing the Award of Contract for the Purchase of a 22kw Generator and a 25kw Generator

MOTION TO APPROVE R-16-214:
MOVED BY MEMBER KUSER, SECONDED BY MEMBER FITZPATRICK
AYES: KUSER, FITZPATRICK, GABEL, WITTE, LYDEN, MURPHY, PRESIDENT GOLINSKI

R-16-215: Resolution Supporting the Morris County Fire Mutual Aid Plan in the Township of Denville, County of Morris, State of New Jersey

MOTION TO APPROVE R-16-215:
MOVED BY MEMBER FITZPATRICK, SECONDED BY MEMBER MURPHY
AYES: FITZPATRICK, MURPHY, GABEL, WITTE, KUSER, LYDEN, PRESIDENT GOLINSKI

MINUTES FOR ADOPTION August 9, 2016

Prior to the offering of a motion to approve the August 9, 2016 minutes, Councilwoman Witte asked that the draft minutes be corrected at Page 2, Liaison Reports, under her name, to reflect that she asked Administrator Ward to research whether Hollstein Lake flows into the river and that she will request water testing for the lake. The draft minutes reflect that the Rockaway River Watershed was the requestor. The Council had no objection to the requested corrections.

MOVED BY MEMBER GABEL, SECONDED BY MEMBER LYDEN
AYES: GABEL, LYDEN, WITTE, KUSER, FITZPATRICK, MURPHY
ABSTAIN: PRESIDENT GOLINSKI

MOTION TO ADJOURN:
MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN
AYES: UNANIMOUS

The Meeting adjourned at 8:14 P.M.

Danielle Lewis
Deputy Municipal Clerk
Recognizing Nicholas DaSilva for surviving his battle with cancer and declaring the month of September as CHILDHOOD CANCER AWARENESS MONTH in the Township of Denville; and

Whereas, Nicholas DaSilva, of the Township of Hardyston, New Jersey bravely fought and is in remission from Burkett’s Lymphoma – Non Hodgkin’s Lymphoma, a form of pediatric cancer; and

Whereas, in gratitude to all those who helped him and his family on his journey to recovery the DaSilva family and the Township of Denville would like to help raise awareness for childhood cancer; and

Whereas, each year, pediatric cancer interrupts the childhood and limits the potential of thousands of young Americans, and it remains the leading cause of disease-related death for children; and

Whereas, September has been declared as National Childhood Cancer Awareness Month and in an effort to raise awareness everyone is encouraged to go GOLD to show support and promote recognition of those young lives affected by cancer; and

Whereas, during Childhood Cancer Awareness Month, we come together to remember all those whose lives were cut short by pediatric cancer, to recognize the loved ones who know too well the pain it causes, and to support every child and every family battling cancer each day. We join with their loved ones and the researchers, health care providers, and advocates who support them as we work toward a tomorrow where all children are able to pursue their full measure of happiness without the burden of cancer; and

Now therefore I, Thomas W. Andes, Mayor of the Township of Denville hereby recognize Nicholas DaSilva and the DaSilva Family for surviving childhood cancer and be it further proclaimed that September 2016 shall be known as CHILDHOOD CANCER AWARENESS month in the Township of Denville.